

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Alfred Ernst

Conf. No.: 9564

Application No.: 10/573,304

Group Art Unit: N/A

Filed: March 24, 2006

Examiner: Not Yet Assigned

For: HARDNESS TESTER WITH A LOADING  
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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed September 12, 2006 (enclosed herewith), Applicant respectfully submits an executed Declaration.

Please charge our Deposit Account No. 22-0185 in the amount of \$65.00 covering the fee set forth in 37 CFR 1.16(f). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0185, under Order No. 20679-00222-US1. A duplicate copy of this paper is enclosed.

Dated: *September 28, 2006*

Respectfully submitted,

Electronic signature: /Brian J. Hairston/  
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Attorney for Applicant



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/573,304	FIRST NAMED APPLICANT Alfred Ernst	ATTY. DOCKET NO. 206790022US1
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30678  
 CONNOLLY BOVE LODGE & HUTZ LLP  
 P.O. BOX 2207  
 WILMINGTON, DE 19899-2207

INTERNATIONAL APPLICATION NO. PCT/IT03/00574	
I.A. FILING DATE 09/26/2003	PRIORITY DATE

CONFIRMATION NO. 9564  
 371 FORMALITIES LETTER



\*OC000000020380780\*

Date Mailed: 09/12/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/24/2006
- Copy of the International Search Report filed on 03/24/2006
- Specification filed on 03/24/2006
- Claims filed on 03/24/2006
- Abstracts filed on 03/24/2006
- Drawings filed on 03/24/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/573,304	PCT/IT03/00574	2067900222US1

FORM PCT/DO/EO/905 (371 Formalities Notice)